

May 23, 1975

PRESIDENT: Question is shall the rules be suspended.
Record your vote. Senator Lewis, for what purpose . . .

SENATOR F. LEWIS: Mr. Chairman, I have a question now.
What is the status of those that we've read?

PRESIDENT: Well first of all, we have no constitutional problem at all. That's the big hangup, because they have laid over one day. As far as the others are concerned, the phrasing of the motion probably would take care of it. If you meet the constitutional requirement the Legislature can do almost what it wants as far as its own rules. The Attorney General has said that. Would you concur in that Senator Burbach?

SENATOR BURBACH: It is our own rule that we're suspending. We're not suspending anything with the Constitution. We are constitutionally on safe ground. It was an oversight this morning. It's one of our own rules. If this body wishes to suspend them we are just suspending our own rules at this time. I move that we . . . call for the . . . I move we do this.

PRESIDENT: The question is shall the rules be suspended as provided for in the motion. Record your vote. Record.

CLERK: 38 ayes, 1 nays, 10 not voting to suspend the rules, Mr. President.

PRESIDENT: The rules are suspended relative to bills being on Final Reading two days. Senator Lewis, did you want to be recognized?

SENATOR F. LEWIS: I just want to be safe.

PRESIDENT: Well if you really want to be safe, we can re-read these, but . . .

SENATOR F. LEWIS: I'm going to ask you to read 216 again. Well we've got about 5 or 6 months into this. I'd hate to see . . . Syas could I ask you a question? May I ask Senator Syas a question? Senator Syas, in your judgement what's the status of the bills that we've read previously?

SENATOR SYAS: Well one time this come up before. Terry Carpenter and I went over to the Attorney General on this matter of our rules. He told us at that time, that's been a couple years ago, that what's in the Constitution is what counts, and not necessarily our rules, long as it's . . . he told us we could violate our rules but we can't violate the Constitution.

PRESIDENT: The question . . . all provisions of law relative to procedure having been complied with, the question is shall LB 237 pass with the emergency clause attached. Record your vote. Please vote.

SENATOR F. LEWIS: Mr. Chairman, I rise to make a request. I don't believe it's a request, I believe it's automatic